

A circular black ink stamp from the Office of Intellectual Property (OIP). The text "OIP" is at the top, "DEC 06 2004" is in the center, and "PATENT & TRADEMARK OFFICE" is at the bottom. The number "42" is partially visible at the top right.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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) Art Unit: 2637

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Alexandria, Virginia 22313-1450

Sir:

Applicant respectfully petitions pursuant to 37 CFR 1.136(a) for a one-month extension of time to file this Response to the Office Action mailed August 2, 2004. The extended period is set to expire on December 2, 2004. A check in the amount of \$110.00 is enclosed to cover the fee for a one-month extension of time.

FIRST CLASS CERTIFICATE OF MAILING

on December 2, 2004

Claire Walters

Name of Person Mailing Correspondence

Claire Walters
Signature

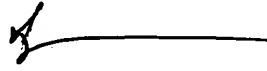
12/2/2004
Date

If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 6/2/01



Michael J. Mallie
Reg. No. 36,591

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(408) 720-8300

**FEE TRANSMITTAL FOR FY 2005**

(FY 2005 Begins 10/01/2004)

TOTAL AMOUNT OF PAYMENT (\$) 110.00

Complete the following:

Application No. 09/749,269
Filing Date December 27, 2000
First Named Inventor David S. Dunning
Examiner Name Tse, Young Toi
Art Unit 2637
Attorney Docket No. 42.P9455

☐ Applicant claims small entity status. See 37 CFR 1.27.**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None☐ Deposit AccountDeposit Account Number : 02-2666

Deposit Account Name: _____

☒ The Director is Authorized to do the following with respect to the above-identified Deposit Account:☐ Charge fee(s) indicated below.☒ Credit any overpayments.☒ Charge any additional fees during the pendency of this application.☒ Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.☐ Charge fee(s) indicated below except for the filing fee.**FEE CALCULATION****1. BASIC FILING FEE**

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fee Paid</u>
Code	Fee (\$)	Code	Fee (\$)		
1001	7902001	395		Utility application filing fee	_____
1002	3502002	175		Design application filing fee	_____
1003	5502003	275		Plant filing fee	_____
1004	7902004	395		Reissue filing fee	_____
1005	1602005	80		Provisional application filing fee	_____
SUBTOTAL (1) \$					<u>0</u>

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

			<u>Extra Claims</u>	<u>Fee from below</u>	<u>Fee Paid</u>
Total Claims	<u>27</u>	- 27** =	<u>0</u>	X	_____
Independent Claims	<u>6</u>	- 6** =	<u>0</u>	X	_____
Multiple Dependent					_____

****Or number previously paid, if greater; For Reissues, see below.**

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>
Code	Fee (\$)	Code	Fee (\$)	
1202	182202	9		Claims in excess of 20
1201	882201	44		Independent claims in excess of 3
1203	3002203	150		Multiple dependent claim, if not paid
1204	882204	44		**Reissue independent claims over original patent
1205	182205	9		**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 0

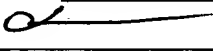
FEE CALCULATION (continued)**3. ADDITIONAL FEES**

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fee Paid</u>
<u>Fee</u>	<u>Fee</u>	<u>Fee</u>	<u>Fee</u>		
<u>Code</u>	<u>(\$)</u>	<u>Code</u>	<u>(\$)</u>		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1813	8,800	1813	8,800	Request for inter parties reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	110.00
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	For filing a submission after final rejection (see 37 CFR 1.129(a))	
1814	110	2814	55	Statutory Disclaimer	
1810	790	2810	395	For each additional invention to be examined (see 37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
1504	300	1504	300	Publication fee for early, voluntary, or normal pub.	
1505	300	1505	300	Publication fee for republication	
1803	130	1803	130	Request for voluntary publication or republication	
1808	130	1808	130	Processing fee under 37 CFR 1.17(i) (except provisionals)	
1454	1,370	1454	1,370	Acceptance of unintentionally delayed claim for priority	
Other fee (specify) _____					
Other fee (specify) _____					
SUBTOTAL (3) \$ 110.00					

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

Typed or Printed Name: Michael J. Mallie

Signature:  Date: 12/2/04

Reg. Number: 36,591 Telephone Number: (408) 720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450